



# BancNewEngland Leasing Group

28 State Street • Boston, Massachusetts • Telephone: (617) 573-9000

Mailing Address:  
P.O. Box 2332  
Boston, MA 02107

RECORDATION NO. 10510-C Filed 1425

JUL 22 1986 -9 15 AM

July 16, 1986

INTERSTATE COMMERCE COMMISSION

7/22/86  
10.00  
ICC Washington, D. C.

Honorable James H. Bayne  
Secretary  
Interstate Commerce Commission  
12th & Constitution Avenue N. W.  
Washington, D.C. 20423  
Attention: Mildred Lee Room 2303

RE: Document of Partial Release

Dear Mr. Bayne:

On behalf of United States Trust Company, I submit for filing and recording under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder, three enclosed executed counterparts of a secondary document, not previously recorded, entitled Document of Partial Release, dated June 30, 1986. The aforesaid document relates to the following documents recorded with the Interstate Commerce Commission on June 18, 1979 under Recordation No. 10510 and should be filed under the next available letter designation under Recordation No. 10510 which we believe will be 10510-C:

- Trust Indenture dated as of November 1, 1977, filed with the ICC on June 18, 1979 (10510);
- Supplemental Indenture dated as of March 15, 1979, filed with the ICC on June 18, 1979 (10510-A);
- Equipment Lease dated as of March 15, 1979, filed with the ICC on June 18, 1979 (10510-B).

The party to the said enclosed Document of Partial Release is:

United States Trust Company  
45 Wall Street  
New York, NY 10005

The said document terminates the Trust Indenture and Supplemental Indenture and releases all liens and security interests granted therein.

1601C

New England Merchants Leasing Corporation • BNE Financial Services, Inc.  
CBT Leasing Corporation • BNE Capital Corporation

Regional Offices: Charlotte • Chicago • Cleveland • Dallas • Hartford • New York • Philadelphia • Pittsburgh • San Francisco • Stamford

Interstate Commerce Commission  
Re: Document of Partial Release  
July 16, 1986  
Page 2

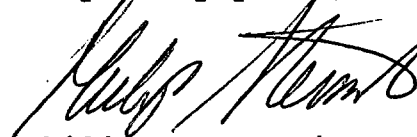
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A short summary of the document to appear in the Index is as follows:

"Releases only liens and security  
interests as indicated, including 125  
railroad cars."

Enclosed is our check for \$10.00 in payment of the filing fee. Once this filing has been made, please return to the undersigned the stamped counterpart of the document not required for filing purposes, together with the fee receipt, the letter from the ICC acknowledging the filing, and the two extra copies of this letter of transmittal.

Very truly yours,



Philip Sternstein  
General Counsel for  
NEMLC Leasing Corporation,  
General Partner of NEMLC  
Leasing Associates No. 1

JUL 22 1986 9 15 AM

## INTERSTATE COMMERCE COMMISSION

1. The undersigned ("Undersigned") has been acting as Trustee under (i) that certain Trust Indenture dated as of November 1, 1977, filed with the Interstate Commerce Commission ("ICC") on June 18, 1979 (Rec. No. 10510), between First Security Bank of Utah, N.A. ("First Security") and Thomas C. Cuthbert ("Cuthbert"), Trustees under a Master Trust Agreement dated as of November 1, 1977, between them and ITEL Corporation, Leasing Division ("ITEL"), as Owner Trustees (First Security and Cuthbert hereafter being referred to as "Owner Trustees"), and the Undersigned, as Trustee ("Indenture"), and under (ii) that certain Supplemental Indenture dated as of March 15, 1979 and filed with the ICC on June 18, 1979, between Owner Trustees and the Undersigned, relating to the Early & Daniel Industries, Inc. ("EDI") (1979) Equipment Trust No. 1 ("Supplemental Indenture") which Supplemental Indenture was recorded with the ICC as No. 10510-A.

2. Pursuant to the terms of the Indenture and Supplemental Indenture, the Undersigned holds a security interest in (a) all equipment covered by a certain Equipment Lease, dated as of March 15, 1979, between the Owner Trustees, as Lessor, and EDI as Lessee (the "Lease"), which Lease was recorded as No. 10510-B with the ICC on June 18, 1979, and which equipment consists of twenty-five (25) 4,750-cu.ft. hopper cars with reporting marks and car numbers TWGX2125-2149, and one hundred (100) 4,750-cu.ft. hopper cars with reporting marks and car numbers TWGX2150-2249 (the "Equipment"); (b) all of the Owner Trustees' right, title and interest in and to the Lease; and (c) all other personal property as described at Article II, Section 2.1(c) of the Indenture, as more fully described in the Indenture and Supplemental Indenture.

3. The Undersigned has agreed with the Owner Trustees and the Related Beneficiary under the Indenture and Supplemental Indenture that, for good and valuable consideration, the Undersigned will relinquish and release the liens and security interests referred to above and terminate the Indenture and Supplemental Indenture.

4. The Undersigned, for good and valuable consideration, and intending to be legally bound hereby, does hereby terminate the Trust Indenture and Supplemental Indenture referred to above and does hereby relinquish and release any and all security interests and liens granted in said Trust Indenture and Supplemental Indenture, including but not limited to the security interests referred to in Paragraph 2 above.

5. This Document of Partial Release shall be only a release of the documents, liens and security interests set forth above, and the Lease shall continue to be recorded as an instrument with the ICC.

IN WITNESS WHEREOF, the Undersigned has executed this Document of Partial Release this 30<sup>th</sup> day of June, 1986.

Attest:

UNITED STATES TRUST COMPANY

Christine C. Collins

By: Louis H. [Signature]

-2-

1602C

STATE OF )

COUNTY OF )

On this 30<sup>B</sup> day of June, 1986, before me personally appeared LOUIS P. YOUNG, to me personally known, who, being by me duly sworn, says that (s)he is the ASSISTANT VICE PRESIDENT of United States Trust Company, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and (s)he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Federico C. Santos

NOTARY PUBLIC

MY COMMISSION EXPIRES \_\_\_\_\_

FEDERICO C. SANTOS  
Notary Public, State of New York  
No. 41-4691650  
Qualified in Queens County  
Commission Expires March 30, 1988

Interstate Commerce Commission  
Washington, D.C. 20423

7/22/86

OFFICE OF THE SECRETARY

Philip Sternstein  
General Counsel  
Banc New England Leasing Group  
28 State Street  
P.O.Box 2332  
Boston, MA. 02107

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 7/22/86 at 9:15am, and assigned recordation number(s). 10510-C

Sincerely yours,

*Norata R. McGee*

Enclosure(s)

SE-30  
(7/79)